

CLOSED, TYPE-I

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:10-cv-00353-RCL**

TECHSERVE ALLIANCE v. NAPOLITANO et al
Assigned to: Chief Judge Royce C. Lamberth
Case: 1:10-cv-01224-EGS
Cause: 05:552 Freedom of Information Act

Date Filed: 03/04/2010
Date Terminated: 05/23/2012
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

TECHSERVE ALLIANCE
formerly known as
**NATIONAL ASSOCIATION OF
COMPUTER CONSULTANT
BUSINESSES**

represented by **Laura Metcoff Klaus**
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V.

Defendant

JANET NAPOLITANO
Secretary of Homeland Security

represented by **Michelle Lo**
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LEAD ATTORNEY
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Defendant

ALEJANDRO MAYORKAS
*Director of U.S. Citizenship and
Immigration Services*

represented by **Michelle Lo**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/04/2010	<u>1</u>	COMPLAINT against ALEJANDRO MAYORKAS, JANET NAPOLITANO (Filing fee \$ 350, receipt number 4616028007) filed by TECHSERVE ALLIANCE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet)(dr) (Entered: 03/04/2010)
03/04/2010		SUMMONS (2) Issued as to U.S. Attorney and U.S. Attorney General (dr) (Entered: 03/04/2010)
03/04/2010	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests NONE by TECHSERVE ALLIANCE (dr) (Entered: 03/04/2010)
03/04/2010	<u>3</u>	NOTICE of Appearance by Laura Metcoff Klaus on behalf of TECHSERVE ALLIANCE (dr) (Entered: 03/04/2010)
03/04/2010	<u>4</u>	NOTICE of Appearance by Maggie Sklar on behalf of TECHSERVE ALLIANCE (dr) (Entered: 03/04/2010)
03/23/2010	<u>5</u>	SUMMONS Returned Executed by TECHSERVE ALLIANCE. JANET NAPOLITANO served on 3/9/2010, answer due 4/9/2010. (Sklar, Maggie) Modified dates on 3/24/2010 (znmw,). (Entered: 03/23/2010)
03/23/2010	<u>6</u>	SUMMONS Returned Executed by TECHSERVE ALLIANCE. ALEJANDRO MAYORKAS served on 3/9/2010, answer due 4/9/2010. (Sklar, Maggie) Modified dates on 3/24/2010 (znmw,). (Entered: 03/23/2010)
03/23/2010	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General. Date of Service Upon Attorney General 03/05/2010. (Sklar, Maggie) (Entered: 03/23/2010)
03/23/2010	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the US Attorney. JANET NAPOLITANO, ALEJANDRO MAYORKAS served 3/11/2010, answers due 4/12/2010. (Sklar, Maggie) Modified dates on 3/24/2010 (znmw,). (Entered: 03/23/2010)
03/24/2010		Set/Reset Deadlines: Answer due by 4/12/2010, (znmw,) (Entered: 03/24/2010)
04/02/2010	<u>9</u>	NOTICE of Appearance by Michelle Lo on behalf of ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 04/02/2010)
04/06/2010	<u>10</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 04/06/2010)
04/07/2010		MINUTE ORDER granting <u>10</u> Consent Motion for Extension of Time to Respond to Complaint. Accordingly, defendants' answer is due on May 27, 2010. Signed by Judge Henry H. Kennedy, Jr. on April 7, 2010. (NP) (Entered: 04/07/2010)
04/07/2010		Set/Reset Deadlines: Answer due by 5/27/2010, (tr) (Entered: 04/07/2010)
05/21/2010	<u>11</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 05/21/2010)
05/24/2010		MINUTE ORDER granting <u>11</u> Consent Motion for Extension of Time to Respond to Complaint. Accordingly, defendants' answer is due on June 17, 2010. Signed by Judge Henry H. Kennedy, Jr. on May 24, 2010. (NP) (Entered: 05/24/2010)
05/24/2010		Reset Deadlines: Answer due by 6/17/2010, (tj) (Entered: 05/24/2010)
06/14/2010	<u>12</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 06/14/2010)
06/15/2010	<u>13</u>	ENTERED IN ERROR.....Memorandum in opposition to re <u>12</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint filed by TECHSERVE ALLIANCE. (Charrow, Robert) Modified on 6/16/2010 (znmw,). (Entered: 06/15/2010)

06/16/2010		NOTICE OF ERROR re <u>13</u> Memorandum in Opposition; emailed to charrowr@gtlaw.com, cc'd 3 associated attorneys — The PDF file you docketed contained errors: 1. Incorrect document/case, 2. Please refile document (znmw,) (Entered: 06/16/2010)
06/16/2010	<u>14</u>	Memorandum in opposition to re <u>12</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint filed by TECHSERVE ALLIANCE. (Charrow, Robert) (Entered: 06/16/2010)
06/16/2010	<u>15</u>	REPLY to opposition to motion re <u>12</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint filed by ALEJANDRO MAYORKAS, JANET NAPOLITANO. (Lo, Michelle) (Entered: 06/16/2010)
06/17/2010		MINUTE ORDER granting <u>12</u> Motion for Extension of Time to Respond to Complaint. Accordingly, defendants' answer is due on June 24, 2010. Signed by Judge Henry H. Kennedy, Jr. on June 17, 2010. (NP) (Entered: 06/17/2010)
06/24/2010	<u>16</u>	MOTION for Summary Judgment by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Attachments: # <u>1</u> Declaration of Jill A. Eggleston, # <u>2</u> Declaration of Brian Pasternak, # <u>3</u> Exhibit 1)(Lo, Michelle) (Entered: 06/24/2010)
07/02/2010	<u>17</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>16</u> MOTION for Summary Judgment by TECHSERVE ALLIANCE (Attachments: # <u>1</u> Text of Proposed Order)(Sklar, Maggie) (Entered: 07/02/2010)
07/06/2010		MINUTE ORDER granting <u>17</u> Plaintiff's Consent Motion for Extension of Time to Respond to Defendant's Motion for Summary Judgment. Accordingly, plaintiff's opposition is due on July 26, 2010. Signed by Judge Henry H. Kennedy, Jr. on July 6, 2010. (NP) Modified on 7/13/2010 (NP). (Entered: 07/06/2010)
07/26/2010	<u>18</u>	Memorandum in Opposition to motion re <u>16</u> MOTION for Summary Judgment <i>and Cross-Motion for Summary Judgment</i> filed by TECHSERVE ALLIANCE. (Attachments: # <u>1</u> Text of Proposed Order)(Charrow, Robert) Modified event title on 7/27/2010 (znmw,). (Entered: 07/26/2010)
07/26/2010	<u>19</u>	MOTION for Summary Judgment by TECHSERVE ALLIANCE (Attachments: # <u>1</u> Text of Proposed Order)(Charrow, Robert) (Entered: 07/26/2010)
08/03/2010	<u>20</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>16</u> MOTION for Summary Judgment, <u>19</u> MOTION for Summary Judgment by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 08/03/2010)
08/03/2010		MINUTE ORDER granting <u>20</u> Defendants' Unopposed Motion for Extension of Time to File Reply in Support of Defendants' Motion for Summary Judgment and Opposition to Plaintiff's Cross-Motion for Summary Judgment. Accordingly, defendant's reply in support of its summary judgment motion and cross-motion for summary judgment are due on August 26, 2010. Signed by Judge Henry H. Kennedy, Jr. on August 3, 2010. (NP) (Entered: 08/03/2010)
08/03/2010		Set/Reset Deadlines: Response to Cross Motions due by 8/26/2010. Reply to Motion for Summary Judgment due by 8/26/2010. (gdf) (Entered: 08/03/2010)
08/25/2010	<u>21</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>16</u> MOTION for Summary Judgment, <u>19</u> MOTION for Summary Judgment by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 08/25/2010)
08/26/2010		MINUTE ORDER granting <u>21</u> Defendants' Unopposed Motion for Extension of Time to File Reply in Support of Defendants' Motion for Summary Judgment and Opposition to Plaintiff's Cross-Motion for Summary Judgment. Accordingly, defendant's reply in support of its summary judgment motion and opposition to plaintiff's cross-motion are due on September 2, 2010. Signed by Judge Henry H. Kennedy, Jr. on August 26, 2010. (NP) (Entered: 08/26/2010)
09/02/2010	<u>22</u>	REPLY to opposition to motion re <u>16</u> MOTION for Summary Judgment <i>and Opposition to Plaintiff's Cross-Motion for Summary Judgment</i> filed by ALEJANDRO MAYORKAS, JANET NAPOLITANO. (Attachments: # <u>1</u> Supplemental Declaration of Jill A. Eggleston, # <u>2</u> Reply to Plaintiff's Response to

		Defendant's Statement of Material Facts Not in Dispute, # <u>3</u> Text of Proposed Order)(Lo, Michelle) (Entered: 09/02/2010)
09/02/2010	<u>23</u>	Memorandum in opposition to re <u>19</u> MOTION for Summary Judgment <i>and Reply in Support of Defendants' Motion for Summary Judgment</i> filed by ALEJANDRO MAYORKAS, JANET NAPOLITANO. (Attachments: # <u>1</u> Supplemental Declaration of Jill A. Eggleston, # <u>2</u> Reply to Plaintiff's Response to Defendant's Statement of Material Facts Not in Dispute, # <u>3</u> Text of Proposed Order)(Lo, Michelle) (Entered: 09/02/2010)
09/13/2010	<u>24</u>	REPLY to opposition to motion re <u>19</u> MOTION for Summary Judgment filed by TECHSERVE ALLIANCE. (Charrow, Robert) (Entered: 09/13/2010)
03/10/2011	<u>25</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 03/10/2011)
04/08/2011	<u>26</u>	NOTICE of Additional Disclosures by ALEJANDRO MAYORKAS, JANET NAPOLITANO (Lo, Michelle) (Entered: 04/08/2011)
05/05/2011	<u>27</u>	Case reassigned by consent to Chief Judge Royce C. Lamberth. Judge Henry H. Kennedy no longer assigned to the case. (gt,) (Entered: 05/05/2011)
08/17/2011	<u>28</u>	MEMORANDUM OPINION. Signed by Chief Judge Royce C. Lamberth on August 17, 2011. (lcrl5) (Entered: 08/17/2011)
08/17/2011	<u>29</u>	ORDER granting <u>16</u> Motion for Summary Judgment; denying <u>19</u> Motion for Summary Judgment; entering Judgment on behalf of all defendants on all claims. Signed by Chief Judge Royce C. Lamberth on August 17, 2011. (lcrl5) (Entered: 08/17/2011)